IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.1162 OF 2005

Mrs.Sunita Nursinh Kamat ..Petitioner.

Vs.

The City Co-operative Bank Ltd.

& Ors. ..Respondents.

....

None for the Petitioner.

Mr.Kishor Tembe for Respondent No.1.

....

CORAM : DR.D.Y.CHANDRACHUD, J.

29th August, 2005.

P.C. :

There has been non-compliance with the mandatory requirement of a deposit of 50% required under Section 124(2A) of the Maharashtra Co-operative Societies Act 1960. In that view of the matter, no case for interference under Article 227 is made out.

In so far as the objections, if any, to the attachment are concerned, a remedy is provided under Rule 107(19)(a) of the Maharashtra Co-operative Societies Rules, 1960. There is no merit in the Petition which is accordingly rejected.